

ORIGINAL

WAIVER OF SERVICE OF SUMMONS

TO: Clarence Warren
(Name of plaintiff's attorney or pro se plaintiff)

I acknowledge receipt of your request that I waive service of a summons in the action of Warren VS Ward
_____, which is case number CV-00-1384 in the

United States District Court for the Middle District of Pennsylvania. I have also received a copy of the complaint in the action, two copies of this instrument and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgement may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 9-1-00 (date request was sent), or within 90 days after that date if the request was sent outside the United States.

9-28-00

DATE

Gwendolyn T. Mosley
SIGNATURE

Printed/typed name: Gwendolyn T. Mosley

Title if any: Senior Deputy Attorney General

Address of Person signing: Office of Attorney General

15th Fl., Strawberry Sq.

Harrisburg, PA 17120

PER

DEPUTY CLERK

FILED
SCRANTON

OCT 02 2000

Party you represent: William Ward; Gary R. Lucht; Barbara Descher;
Richard Kipp; Benjamin Martinez; Nicholas Muller;
Sean R. Ryan and Michael Webster

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ORIGINAL

AO 440 (Rev. 10/93) Summons in a Civil Case

United States District Court

MIDDLE DISTRICT OF PENNSYLVANIA

SUMMONS IN A CIVIL CASE

Clarence Warren
Plaintiff

CASE NUMBER: 1:00-CV-1384

Judge Rambo

Magistrate Judge Smyser

v.

William Ward; Gary R. Lucht; Barbara Descher;
Richard Kipp; Benjamin Martinez; Nicholas Muller;
Sean R. Ryan and Michael Webster
Defendants

To: (For the name and address of defendant(s): **SEE COMPLAINT**)


YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY

Clarence Warren, AY-9619
SCI Rockview
P.O. Box A
Bellefonte, PA. 16823

an answer to the complaint which is herewith served upon you, within (20) twenty days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

MARY E. D'ANDREA, Clerk

DATE: August 28th, 2000


(By) Mark J. Armbruster, Deputy Clerk